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L.L.C., CaremarkPCS Health, L.L.C.,
and Caremark, L.L.C.*

**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF
MONTANA HELENA DIVISION**

THE STATE OF MONTANA, EX. REL.,
AUSTIN KNUDSEN, ATTORNEY
GENERAL,

Plaintiff,

vs.

ELI LILLY AND COMPANY, *et al.*,

Defendants.

) Cause No. CV-22-87-BMM
)
)

) **CVS HEALTH CORPORATION'S**
) **MOTION TO DISMISS UNDER**
) **RULE 12(b)(2)**
)
)
)

)

Defendant CVS Health Corporation (“CVS Health”) respectfully moves this Court for an order dismissing the claims asserted against CVS Health in the First Amended Complaint (ECF No. 40) under Federal Rule of Civil Procedure 12(b)(2) for lack of personal jurisdiction. CVS Health’s motion is supported by the accompanying memorandum of law and declaration of Thomas S. Moffatt.

DATED this 23rd day of February, 2023.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on February 23, 2023, I electronically filed the foregoing document with the Clerk of the U.S. District Court for the District of Montana using the Court's CM-ECF System, which will send a Notice of Electronic Filing to all counsel of record.

/s/ Bruce Fain
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